

2/2/99 A

Practitioner's Docket No. 5871-Z-DIV

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application

Assistant Commissioner for Patents

Washington, D.C. 20231

jc549 U.S. PTO  
09/293861  
04/16/99

## NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): William W. Rowley

For (title): METHOD FOR MANUFACTURING CROSSLINKED OVERMOLDED PLUMBING TUBES

## 1. Type of Application

This transmittal is for a divisional application.

## 2. Benefit of Prior U.S. Application (35 U.S.C. 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. application. Enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION CLAIMED.

## CERTIFICATION UNDER 37 C.F.R. 1.10\*

(Express Mail label number is **mandatory**.)

(Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date APRIL 16, 1999, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL12213819305, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Stephen L. Grant  
(type or print name of person mailing paper)

Sh. Grant  
Signature of person mailing paper

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).  
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

**3. Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

11 Page(s) of Specification

9 Page(s) of Claims

3 Sheet(s) of Drawing(s)-Formal

B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney

1 Page(s) of abstract

**4. Additional Papers Enclosed**

Amendment to claims

Cancel in this applications claims 2-62 before calculating the filing fee.

Add the claims shown on the attached amendment. (Claims added have been numbered consecutively following the highest numbered original claims.)

Preliminary Amendment

Information Disclosure Statement (37 C.F.R. 1.98)

Form PTO-1449 (PTO/SB/08A and 08B)

Citations

**5. Declaration or Oath**

Enclosed

Executed by: William W. Rowley (copy from the parent case)

**6. Inventorship Statement**

The inventorship for all the claims in this application is the same.

09293861-041690  
669740-T9886260

7. **Language**

English

8. **Fee Calculation (37 C.F.R. 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$760.00
Total Claims (37 CFR 1.16(c))	15	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	1	- 3 =	0 x	\$78.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$260.00	\$0.00
Amendment cancelling extra claims is enclosed. Filing Fee Calculation					\$760.00

9. **Small Entity Statement(s)**

Status as small entity was claimed in prior application 08/827,305, filed on March 28, 1997, from which benefit is being claimed for this application under 35 U.S.C. § 121, and which status as a small entity is still proper and desired.

A copy of the statement in the prior application is included.

Filing Fee Calculation (50% of above) \$380.00

10. **Fee Payment Being Made at This Time**

Enclosed

Filing Fee

\$380.00

**Total Fees Enclosed****\$380.00****11. Method of Payment of Fees**

Check in the amount of \$380.00 is attached.

**12. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 15-0450.

37 C.F.R. 1.16(a), (f) or (g) (filing fees)

37 C.F.R. 1.16(b), (c) or (d) (presentation of extra claims)

**13. Instructions as to Overpayment**

Refund.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF  
PRIOR U.S. APPLICATION CLAIMED**

**14. Relate Back**

Amend the specification by inserting, before the first line, the following sentence:

This application is a divisional of co-pending application Ser. No. 08/827,305, which is scheduled to issue on 20 April 1999 as U.S. Patent 5,895,695.

**15. Maintenance of Copendency of Prior Application****A. Conditional Petition for Extension of Time in Prior Application**

A conditional petition for extension of time is being filed in the pending **prior** application.

08/827,305-04.1.699

**16. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed**

- a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor in this application is the same.
- b. The inventorship for all the claims in this application is the same.

**17. Small Entity (37 CFR § 1.28(a))**

Applicant has established small entity status by the filing of a statement in parent application 08/827,305 on March 28, 1997.

A copy of the statement previously filed is included.

**18. NOTIFICATION IN PARENT APPLICATION OF THIS FILING**

A notification of the filing of this divisional is being filed in the parent application, from which this application claims priority under 35 U.S.C. § 120.



SIGNATURE OF PRACTITIONER

Reg. No. 33390  
Tel. No.: (330) 864-5550  
Customer No.: 021324

Stephen L. Grant  
Oldham & Oldham Co., L.P.A.  
1225 W. Market St.  
Akron, OH 44313

0929361.04169  
669140" T98E6260

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rowley, William W.

Application No.: 08/827,305    Group No.: 1772  
 Filed: March 28, 1997    Examiner: Dye, Rena  
 For: CROSSLINKED OVERMOLDED PLUMBING TUBES

Assistant Commissioner for Patents  
 Washington D.C. 20231

NOTIFICATION OF FILING OF CONTINUING, DIVISIONAL  
OR CONTINUED PROSECUTION APPLICATION

Notification is hereby being made of the filing of a divisional application for this case concurrently herewith.

## CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is *mandatory*;  
 Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10\*

- ☐ with sufficient postage as first class mail. ☒ as "Express Mail Post Office to Address"  
 Mailing Label No. EL12213819306 (mandatory)

## TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: April 16, 1999

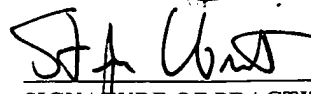
Signature

Stephen L. Grant  
 (type or print name of person certifying)

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05253861-041699

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SIGNATURE OF PRACTITIONER

Stephen L. Grant  
1225 W. Market St.  
Akron, OH 44313 USA

659140" T98E6260